

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MARIANO CALERO, : CIVIL ACTION
Petitioner :
: :
v. : No. 08-5132
: :
ROZUM, et al., :
Respondents :
:

ORDER

JOHN P. FULLAM, J.

AND NOW, this 6th day of May, 2009, upon careful and independent consideration of the petition for a writ of habeas corpus, and after review of the Report and ^{and petitioner's response} Recommendation of United States Magistrate Judge Timothy R. Rice, IT IS ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED
2. The petition for a writ of habeas corpus is DENIED with prejudice.
3. There is no probable cause to issue a certificate of appealability.
4. The Clerk of the Court shall mark this case closed for statistical purposes.

BY THE COURT:


JOHN P. FULLAM, J.